

S/N 10/650,407

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ricky W. Purcell

Examiner: Tarla R. Patel

Serial No.: 10/650,407

Group Art Unit: 3772

Filed: August 27, 2003

Docket: 1443.052US1

Title: ADJUSTABLE TEMPERATURE HEAT PATCH

NOTICE OF APPEAL FROM THE DECISION OF THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

In compliance with 37 C.F.R. § 41.31(a)(1), Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated May 15, 2007, of the Examiner rejecting claims 1, 2 and 4-14 of the above-identified patent application.

No extension of time is necessary to respond to the Examiner's rejection.

Please charge the amount of \$500.00 in payment of the Notice of Appeal fee under 37 C.F.R. § 41.20(b)(1), as well as any additional required fees, to Deposit Account No. 19-0743.

A Pre-Appeal Brief Request for Review is submitted herewith.

Respectfully submitted,

RICKY W. PURCELL

By Applicant's Attorneys,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(262) 646-7009

Date 8-10-2007

By Andrew R. Peret 1

Andrew R. Peret
Reg. No. 41,246

I hereby certify that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 10 day of August 2007.

CANDIS BUENDING

Name

Signature Candis Buending